Docket No.: 081722-0218 PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Customer Number: 83729 In re Application of

David W. Morris, et al. Confirmation Number: 1969

CERTIFICATE OF ELECTRONIC TRANSMISSION

United States Patent and Trademark Office on June 5, 2009.

I hereby certify that this correspondence is being electronically-transmitted to the

Application No.: 10/540.898 Group Art Unit: 1642

Filed: December 13, 2005 Examiner: DAVIS, Minh Tam B.

NOVEL COMPOSITIONS AND METHODS IN CANCER For:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

/Carrie Hines/ Alexandria, VA 22313-1450 Carrie Hines

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

The undersigned certifies that, to the best of his knowledge, each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement as described in 37 CFR 1.97(e)(1).

## 10/540,898

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

/David A. Gay/

David A. Gay Registration No. 39,200

11682 El Camino Real, Suite 400 San Diego, CA 92130 Phone: 858.720.3300 DAG:cjh

Facsimile: 858.720.7800 **Date: June 5, 2009** 

Please recognize our Customer No. 83729 as our correspondence address.